

Docket No.  
OB003JP-3

## Declaration and Power of Attorney For Patent Application

### English Language Declaration

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

" NOVEL FOAMING COMPOSITIONS AND METHODS FOR MAKING AND USING THE COMPOSITIONS "

the specification of which

(check one)

☒ is attached hereto.

☐ was filed on \_\_\_\_\_

as United States Application No. or PCT International

Application Number \_\_\_\_\_

and was amended on \_\_\_\_\_

(if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119(a)-(d) or Section 365(b) of any foreign application(s) for patent or inventor's certificate, or Section 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate or PCT International application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

(Number)

(Country)

(Day/Month/Year Filed)

(Number)

(Country)

(Day/Month/Year Filed)

(Number)

(Country)

(Day/Month/Year Filed)

Priority Not Claimed

☐

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I hereby claim the benefit under 35 U.S.C. Section 119(e) of any United States provisional application(s) listed below.

<u>60/047,273</u> (Application Serial No.)	<u>MAY 21, 1997</u> (Filing Date)
<u>60/079,205</u> (Application Serial No.)	<u>MARCH 24, 1998</u> (Filing Date)
<u>                    </u> (Application Serial No.)	<u>                    </u> (Filing Date)

I hereby claim the benefit under 35 U. S. C. Section 120 of any United States application(s), or Section 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. Section 112, I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, C. F. R., Section 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

<u>09/081,967</u> (Application Serial No.)	<u>MAY 20, 1998</u> (Filing Date)	<u>PENDING</u> (Status) (patented, pending, abandoned)
<u>09/197,124</u> (Application Serial No.)	<u>NOVEMBER 20, 1998</u> (Filing Date)	<u>PENDING</u> (Status) (patented, pending, abandoned)
<u>                    </u> (Application Serial No.)	<u>                    </u> (Filing Date)	<u>                    </u> (Status) (patented, pending, abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

**POWER OF ATTORNEY:** As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. (list name and registration number)

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Full name of sole or first inventor	Date
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Second inventor's signature	
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Full name of third inventor, if any <b>JAMES W. FREITAG</b>	Date <b>4/28/99</b>
Third inventor's signature <i>James W. Freitag</i>	
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Full name of fourth inventor, if any	Date
Fourth inventor's signature	
Residence	
Citizenship	
Post Office Address	

Full name of fifth inventor, if any	Date
Fifth inventor's signature	
Residence	
Citizenship	
Post Office Address	

Full name of sixth inventor, if any	Date
Sixth inventor's signature	
Residence	
Citizenship	
Post Office Address	

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## ASSIGNMENT

FOR GOOD AND VALUABLE CONSIDERATION, the receipt, sufficiency and adequacy of which are hereby acknowledged, the undersigned, do hereby:

SELL, ASSIGN AND TRANSFER to ORBSEAL LLC (the "Assignee"), a Limited Liability Company of the state of Missouri, having a place of business at 201 E. Hwy 10, Richmond, Missouri, 64085, the entire right, title and interest for the United States and all non-U.S. countries in and to any and all improvements which are disclosed in the Provisional or Non-Provisional application for United States Letters Patent, which has been executed by the undersigned concurrently herewith and is entitled "NOVEL FOAMING COMPOSITIONS AND METHODS FOR MAKING AND USING THE COMPOSITIONS", Attorney Docket No. OB003JP-1\*\*, such application and all divisional, continuing, substitute, renewal, reissue and all other applications for patent which have been or shall be filed in the United States and all non-U.S. countries on any of such improvements; all original and reissued patents which have been or shall be issued in the United States and all non-U.S. countries on such improvements; and specifically including the right to file non-U.S. applications under the provisions of any convention or treaty and claim priority based on such application in the United States;

AUTHORIZE AND REQUEST the issuing authority to issue any and all United States and non-U.S. patents granted on such improvements to the Assignee;

COVENANT, when requested and at the expense of the Assignee, to carry out in good faith the intent and purpose of this assignment, the undersigned will execute all divisional, continuing, substitute, renewal, reissue, and all other patent applications on any and all such improvements; execute all rightful oaths, declarations, assignments, powers of attorney and other papers; communicate to the Assignee all facts known to the undersigned relating to such improvements and the history thereof; and generally do everything possible which the Assignee shall consider desirable for vesting title to such improvements in the Assignee, and for securing, maintaining and enforcing proper patent protection for such improvements;

TO BE BINDING on the heirs, assigns, representatives and successors of the undersigned and extend to the successors, assigns and nominees of the Assignee.

X

(Signature)  
Name:
  
JEFFREY T. PACHL
Date 5/19/98

X

(Signature)  
Name:
  
DONALD TAYLOR
Date 5/19/98

\*\* Corresponds to U.S. Serial No. \_\_\_\_\_, By: \_\_\_\_\_ Date: \_\_\_\_\_  
Michael K. Boyer  
Attorney for Applicants